

The opinion in support of the decision being
entered today is not binding precedent of the Board.

Paper 47

Filed by: Trial Section Merits Panel
Box Interference
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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

YAW S. OBENG,

Junior Party,
(Patent 5,735,963),

v.

ROBERT J. SMALL and LAURENCE McGHEE,

Senior Party,
(Application 09/226,996).

Patent Interference No. 104,640

Before: SCHAFER, LEE and TIERNEY, Administrative Patent Judges.

SCHAFER, Administrative Patent Judge.

JUDGMENT UNDER 37 CFR § 1.662(a)

Obeng has filed a request for adverse judgment disclaiming the subject matter of the claims

FURTHER ORDERED that junior party, YAW S. OBENG, is not entitled to a patent containing claims 1-4 and 6 (corresponding to Count 1) of Patent 5,735,963;

FURTHER ORDERED that a copy of this judgment be made of record in Application 09/226,996 and the file of Patent 5,735,963; and

FURTHER ORDERED that if there is any settlement agreement which has not been filed, attention is directed to 35 U.S.C. § 135(c) and 37 CFR § 1.661.

_____)	
RICHARD E. SCHAFER)	
Administrative Patent Judge)	
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)	
_____)	BOARD OF PATENT
JAMESON LEE)	APPEALS AND
Administrative Patent Judge)	INTERFERENCES
)	
)	
_____)	
MICHAEL P. TIERNEY)	
Administrative Patent Judge)	

cc (via FAX):

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